IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

INCOME TAX APPEAL NO.124 OF 2004

The Commissioner of Income-tax,
Mumbai City-XI, Mumbai. .. Appellant

v/s.

Ms.Blossom Noronha
C/o.Jehangir Gulabhai & Billimoria
& Daruwalla, Solicitors and
Advocates, Mumbai. .. Respondent

Mr.R.Asokan i/by Mr.H.D.Rathod for appellant.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 17th December, 2004

P.C.

Heard.

2. The learned counsel for the revenue did not dispute that the controversy raised in this appeal stands concluded by the Division Bench judgment of this court in the case of Cadell Weaving Mill Co.P.Ltd. v. Commissioner of Income Tax and anr., 249 ITR 265. However, the learned counsel submitted that the said judgment is under challenge before the Supreme Court.

3. Even if that be so, in so far as we are concerned, the controversy stands concluded by the Division Bench judgment of this court.

4. No substantial question of law arises.

Dismissed in limine.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)